

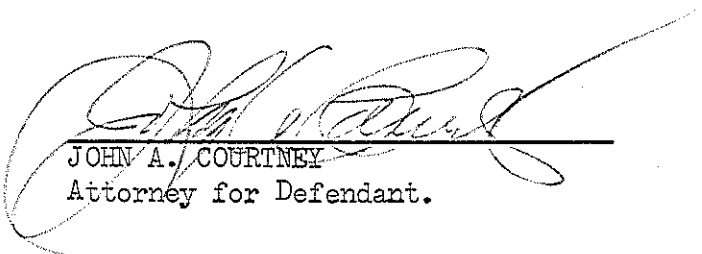
SEA RANCH PROPERTIES, INC., a corporation,	Ø	IN THE CIRCUIT COURT
Plaintiff,	Ø	OF BALDWIN COUNTY,
VS.	Ø	ALABAMA
AUTO-OWNERS INSURANCE COMPANY, a corporation,	Ø	AT LAW
Defendant.	Ø	CASE NO. 9,300

DEMURRER

Comes now the Defendant in the above styled cause and demurs to the Plaintiff's Complaint and assigns as grounds for said demurrer the following, separately and severally, to-wit:

1. Plaintiff's Complaint fails to state a cause of action against this Defendant.
2. Plaintiff's Complaint fails to state a cuase of action upon which relief can be granted.
3. For aught appearing from the Plaintiff's Complaint, this Court has no jurisdiction of this cause.
4. The location of the building allegedly damaged is not set out with sufficient particularity to give this Court jurisdiction.
5. For aught appearing there was no consideration for the alleged policy of insurance sued upon.
6. Plaintiff's Complaint is so vague, uncertain and indefinite as to fail to apprise the Defendant of what it is being called upon to defend.
7. For aught appearing from the Plaintiff's Complaint it is impossible to determine who owns the policy of insurance allegedly being sued upon.
8. For aught appearing from the Plaintiff's Complaint this Plaintiff does not own the property allegedly injured.

9. For aught appearing from the alleged contractual policy of insurance was not in writing and would therefore be in violation of the statute of frauds.


JOHN A. COURTNEY
Attorney for Defendant.

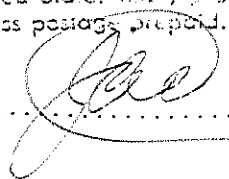
FILED

JUL 6 1970

ALICE J. DUCK CLERK
REGISTER

CERTIFICATE OF SERVICE

I do hereby certify that I have on this
day of July, 1970, served a
copy of the foregoing pleading on counsel for all
parties to this proceeding by mailing the same
by United States mail, properly addressed, and
first class postage prepaid.


.....

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Auto Owners Insurance Company, A Corporation to appear within thirty days from the service of this writ, in the Circuit Court to be held for said County at the place of holding the same then and there to answer the complaint of Sea Ranch Properties, Inc., a Corporation.

Witness my hand this the 29 day of May, 1970.

Alice J. Duck
Clerk

SEA RANCH PROPERTIES, INC.
A Corporation,

PLAINTIFF

VS

AUTO OWNERS INSURANCE
COMPANY, A Corporation,

DEFENDANT

X
X
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X
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X

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

NUMBER: 9300

I

The Plaintiff claims of the Defendant \$10,000.00, the value of a resturant building, which the Defendant, on the 9th day of June, 1967 insured against loss or injury by windstorm in the policy of insurance mentioned, Policy Number 671717 03076731 for the term of three years, which property was damaged by windstorm on the 17th day of August, 1969, of which the Defendant has had notice.

HAYES & BOGGS, Attorney's for Plaintiff

BY: W. H. Hayes

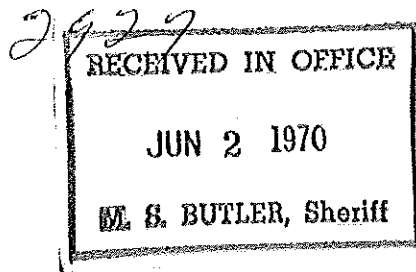
Plaintiff demands trial by Jury

W. H. Hayes

FILED

MAY 29 1970

ALICE J. DUCK CLERK
REGISTER



NUMBER: 9300

SEA RANCH PROPERTIES, INC.
A Corporation,

PLAINTIFF

VS

AUTO OWNERS INSURANCE
COMPANY, A Corporation,

DEFENDANT

Executed by serving 2 copies of
the within on Frank H. Hickey
Superintendent
of Insurance, State of Alabama
This The 2 day of June 1970

Sheriff of Montgomery County

M. S. Butler,

By W. J. Mason D. S.

M. S. Butler, Sheriff of Montgomery
County, Alabama, Claim \$1.50 each for
serving 1 process(es) and \$1.00
travel expense on each of 1
process(es) or a total of \$2.50

IN THE CIRCUIT COURT
BALDWIN COUNTY, ALABAMA
AT LAW

W. J. Mason Deputy Sheriff
JUN 1 1970

JOHN C. WILKINS
SHERIFF

WILSON HAYES

LAWYER

P. O. BOX 300

BAY MINETTE, ALABAMA

36507

TELEPHONE 937-5506

May 29, 1970

9305
Mrs. Alice J. Duck
Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama 36507

Dear Mrs. Duck:

Please file the enclosed suit, Sea Ranch
Properties, Inc. vs Auto Owners Insurance Company.

With kind regards, I am

Yours very truly,

W. L. Hayes —
Wilson Hayes

WH/ms
Enc.